



Arizona Peace Officer Standards and Training Board

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MINUTES OF MEETING JULY 17, 2013 FLAGSTAFF, ARIZONA

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on July 17, 2013, at the Little America Hotel in Flagstaff, AZ.

Members Present:

Mr. Jeffrey Coker, Chairman
Sergeant Chris Andreacola
Mr. David Brown
Chief Steven Campbell
Sheriff Scott Mascher
Sergeant Anthony Nelson
Detention Director Mike Olson
Sheriff Bill Pribil
Director Charles Ryan
Professor Cornel Stemley
Deputy Director Dennis Young, representing Director Bobby Halliday
Ms. Leesa Berens Weisz, representing Attorney General Tom Horne

Members Absent:

Chief Kevin Kotsur

Staff in Attendance:

Ted Brandon
Dan Ciernia
Jim DeLung
Mike Deltenre
Marie Dryer
Jon Heiden
Jeff Kirkham
Lynn Larson
Lyle Mann
Gary Maschner
Mike Rosenberger
Sandy Sierra
Chester Szoltysik
Rick Watling

Assistant Attorney General
Diana Stabler
Nancy Beck

A. Call to Order

Chairman Coker called the meeting to order at 2:00 p.m.

B. Introductions, Recognitions and Awards

Executive Director Mann presented a plaque to POST staff member Mike Jaeger for his exceptional performance with the Below 100 Training this past year.

C. Consent Agenda

The Consent Agenda was approved unanimously, motion made by Deputy Director Young, seconded by Chief Campbell.

1. Minutes of the Board meeting, held on May 15, 2013, were approved as written.
Minutes of the Board meeting, held on June 19, 2013, were approved as written.
2. Ministerial Actions:
 - a. Certification Waivers:

James P. Molesa	Navajo County Sheriff's Office
Olnick M. Hultstrand	Pinal County Attorney's Office
Arnulfo Magdaleno Sr.	Tolleson Police Department
Daniel C. Sorensen	AZ Department of Public Safety
Randy S. Busby	Prescott Valley Police Department
Brian J. Siefferman	Buckeye Police Department
Ann Marie Richey	Page Police Department
Charles R. Mahkewa	Hopi Resource Enforcement
Francisco Meneses Jr.	AZ Department of Racing
 - b. Instructor Recognitions
 - c. Training Program Confirmations
3. Income and Expense Statement – May 2013

Funds as of May 1, 2013	\$1,844,751.42
CJEF Revenue	723,700.00
Expenditures/Encumbrances/Sweeps	(708,945.02)
Balance for May 31, 2013	\$1,859,506.40

D. California POST Test Security Breach

AZ POST Program Administrator Lynn Larson provided a report to the Board detailing the security test breach at Rio Hondo College Academy in California. As a result of this breach, California POST staff determined that a large number of test questions had been compromised. Mr. Larson explained to the Board the measures that AZ POST takes to ensure that something like this does not happen with the AZ POST Comprehensive Final Exam.

E. Legislative Update

Executive Director Mann informed the Board that there is nothing new to report at this time.

F. Summary of Current Events

Executive Director Mann stated POST is in the process of hiring two Program Administrators; the oral boards will be scheduled in the very near future. The Scottsdale Police Department has agreed to provide an officer to fill one of the vacant Training Specialist positions at POST. There is still another vacant Training Specialist position and encouraged those in attendance to spread the word to their agencies about this position.

G. Committee Update

Executive Director Mann stated there is nothing new to report at this time.

H. Reports

1. Basic Training Academies

ALEA – Commander Mark Perkovich reported Class #467 graduated on June 21, 2013, with 49 recruits. Class #468 began on May 6, 2013 and will graduate on September 13, 2013; the class currently has 51 recruits. A pilot program that will teach the concepts of Blue Courage will be brought to ALEA; this teaching method will begin with Class #470.

Chandler-Gilbert – Director Jon Terpay reported Class #10 graduated on June 5, 2013; with 17 recruits. Class #11 began January 2, 2013, and will graduate on November 20, 2013; the class currently has 10 recruits. Class #12 began July 2, 2013; the class currently has 20 recruits.

Pima Community College – Director Kevin Lane reported their third class graduated on June 12, 2013, with 18 recruits. Their fourth class is scheduled to begin September 11, 2013; they have 15 recruits in the hiring process.

Pima County Sheriff's Department – Lt. Russ Ponzio reported that Class #13-1 began May 31, 2013, with 22 recruits. The next class is scheduled to start in September; they are anticipating 25-30 recruits in this class. Recently completed AV upgrades to their classrooms. They are breaking ground on an expansion project. They are planning a complete remodel for the POPAT course.

NARTA – Commander Dave Rhodes reported Class #34 graduated on May 12, 2013, with 19 recruits. Class #35 will begin August 5, 2013; they have 47 reservations from 19 agencies for this class.

SALETC – Commander Bruce Smith reported Class #13-2 began April 8, 2013; and will graduate on August 1, 2013; the class currently has 20 recruits. Class #13-2 began July 15, 2013 and will graduate on November 7, 2013; the class currently has 43 recruits from 9 agencies.

WALETA – Chief Dan Doyle reported their last class graduated in May with 13 recruits. They have a new class starting August 12, 2013, with 27 recruits. They also run a 3-week dispatcher academy. They recently graduated 42 dispatchers from around the state. This past year they held 27 officer training sessions, with 872 officers participating in the training.

2. Department of Corrections – Director Ryan reported that in FY 2013, 781 out of 891 cadets graduated from COTA. Since the last regular meeting, 50 cadets have graduated from COTA. They currently have three classes with 94 cadets. They have 315 vacancies statewide and have a 15.46% attrition rate. Seven cadets have graduated through the waiver process; which amounts to savings of over \$27,000 for the Department.
3. In-Service Training – Jim DeLung provided a report to the Board that shows a list of all the classes held last fiscal year; almost 5000 students were trained as a result of these classes. Due to recent retirements, they are short-staffed; so he asked for everyone's patience while they work on getting fully staffed again.
4. Special Projects – Marie Dryer reported on Basic Training courses that are available or will soon be available on disc. The Firearms SME Committee continues to meet on the new Rifle Instructor Course. The driver simulator continues to be utilized throughout the state with over 200 officers being trained. Four Below 100 classes were offered to include one in El Centro, CA; for a total of 82 officers being trained. Also two train-the-trainer classes were held. Forfeiture Training was held on May 31st with 30 officers and 40 attorneys being trained.

I. Final Action Cases:

Case #1 – Kristopher R. Williams – Yavapai County Sheriff's Office

Sheriff Mascher recused himself from this case. The Board considered comments from Assistant A.G. Diana Stabler. Ms. Berens Weisz made a motion to adopt the Consent Agreement, Decision and Order and impose a one-year suspension of peace officer

certification beginning on April 16, 2013, and ending on April 16, 2014, seconded by Sergeant Nelson, motion carried unanimously.

Case #2 – Joseph S. Baca – Snowflake Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Sergeant Nelson made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Professor Stemley, motion carried unanimously.

Case #3 – Delfred D. Begaye – Navajo Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Director Olson made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Chief Campbell, motion carried unanimously.

Case #4 – Kevin A. Canini – Pinetop-Lakeside Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Professor Stemley made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Deputy Director Young, motion carried unanimously.

Case #5 – Aaron Smith – Tempe Police Department

The Board considered comments from Assistant A.G. Diana Stabler. Sheriff Mascher made a motion to adopt the Findings of Fact and Conclusions of Law and revoke peace officer certification, seconded by Ms. Berens Weisz, motion carried unanimously.

J. New Charging Cases:

Case #1 – Colleen E. Abendano – Hayden Police Department

This case was tabled.

Case #2 – Lisa B. Bishop – Flagstaff Police Department

Mr. Coker and Sheriff Pribil recused themselves from this case. The Board considered comments from Compliance Specialist Gary Maschner. Deputy Director Young made a motion to **Initiate Proceedings**, seconded by Chief Campbell, motion carried unanimously.

Case #3 – Collette J. Bommarito – Maricopa Community College District P.D.

The Board considered comments from Compliance Specialist Gary Maschner. Sergeant Nelson made a motion to **Research Further**, seconded by Professor Stemley, motion carried unanimously.

Case #4 – Kenneth A. Deist – Pinal County Sheriff's Office

The Board considered comments from Compliance Specialist Gary Maschner. Professor Stemley made a motion to **Initiate Proceedings**, seconded by Sergeant Andreacola, motion carried unanimously.

Case #5 – Everett Greyeyes Jr. – Navajo Police Department

The Board considered comments from Compliance Specialist Ted Brandon. Mr. Brown made a motion to **Initiate Proceedings**, seconded by Sheriff Pribil, motion carried unanimously.

Case #6 – Michael J. Lara – Tucson Police Department

Sergeant Andreacola recused himself from this case. The Board considered comments from Compliance Specialist Mike Deltenre. Director Olson made a motion to close this case with ***No Action with Agency Discretion***; motion dies for lack of a second. Deputy Director Young made a motion to ***Research Further***, seconded by Sheriff Maschner, motion carried unanimously.

Case #7 – Nichols C. Niday – Avondale Police Department

The Board considered comments from Compliance Specialist Ted Brandon. Professor Stemley made a motion to ***Initiate Proceedings***, seconded by Sheriff Pribil, motion fails. Sergeant Nelson made a motion to close this case with ***No Action with Agency Discretion***, seconded by Chief Campbell, motion carried unanimously.

K. Call to the Public

Chelsea Peterson addressed the Board to discuss her concern that no action was taken against the former Gila River Police Department chief she and other former officers complained about at the May 15, 2013, meeting. She provided the Board with documents that she stated suggested inappropriate ties between the former chief and members of AZ POST staff.

The following individuals addressed the Board during the Call to the Public to discuss their disappointment that no action has been taken against the Quartzsite Police Department:

Ed Foster
Jennifer Jones
Douglas Gilford
Paul Staudt
Mike Palmer

L. Adjourn

Chairman Coker adjourned the meeting at 3:42 p.m.